

10/505567

DT15 Rec'd PCT/PTO 24 AUG 2004

PATENT
Attorney Docket No. P2287US

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chapple

Group Art Unit: Unassigned

Application No. Unassigned
(U.S. National Phase of PCT/NZ2003/000227)

Examiner: Unassigned

Filed: August 24, 2004

For: MODULAR CARRIER FOR FLAT ITEMS

INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Pursuant to 37 CFR 1.97 and 1.98, the references listed on the enclosed Form PTO-1449 and/or Substitute Form PTO-1449 ("Form 1449") are submitted for consideration by the Examiner in the examination of the above-identified patent application.

The full consideration of the references in their entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form 1449, thereby indicating the Examiner's consideration of each of the references.

The submission of the references listed on the Form 1449 is for the purpose of providing a complete record and is not a concession that the references listed thereon are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

Further, the submission of the references is not to be taken as a concession that any reference represents art that is material, relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

- ☒ **within** any one of the following time periods: (a) within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); (b) within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 of an international application; (c) before the mailing date

of a first Office Action on the merits; or (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

- ☐ **after** (a), (b), (c) or (d) above, but before the mailing date of a final action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and includes *one* of:

☐ the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below).

or

☐ the fee of \$180 set forth in 37 CFR 1.17(p) (see "Fees" below).

- ☐ **after** the mailing date of a final action under 37 CFR 1.113 or a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and on or before payment of the issue fee, and includes the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).

- ☐ **after** the mailing date of a Notice of Allowance under 37 CFR 1.311, and on or before payment of the issue fee, and **within** thirty days of receiving each item of information contained in the Information Disclosure Statement, and includes the Statement under 37 CFR 1.704(d) (see "Statement under 37 CFR 1.704(d)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).

NOTE: This is for original applications except applications for a design patent, filed on or after May 29, 2000, wherein a paper containing only an Information Disclosure Statement in compliance with 37 CFR 1.97 and 1.98 is being filed.

Copies of the References

- ☐ Copies of the references listed on the enclosed Form 1449 are enclosed herewith. Attached to each reference not in the English language is a concise explanation of the relevance pursuant to 37 CFR 1.98(a)(3).

- ☒ Copies of U.S. patents and patent applications that are listed on the accompanying Form 1449 are not enclosed herewith in accordance with the U.S. Patent and Trademark Office's waiver of the requirement under 37 CFR 1.98 (see Official Gazette Notice of August 5, 2003). Copies of other references identified on the accompanying Form 1449 are enclosed herewith.

- ☒ A copy of the international search report is enclosed herewith.

- ☐ The references listed on the enclosed Form 1449 were previously identified in the parent application(s) of the present application, and copies of the references were furnished at that time. Accordingly, additional copies of the references are not submitted herewith, so as not to burden the file with duplicate copies of references. The Examiner is respectfully requested to carefully review the references in accordance with the requirements set out in the Manual of Patent Examining

Procedure. In accordance with 37 CFR 1.98(d), the details of the parent application(s) relied upon for an earlier filing date under 35 USC 120 in which copies of the references were previously furnished are set out below:

U.S. APPLICATIONS		Status (<i>check one</i>)		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
1.				
2.				
3.				

Statement under 37 CFR 1.97(e)

- ☐ The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Information Disclosure Statement.
- ☐ The **undersigned** hereby states that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Statement under 37 CFR 1.704(d)

- ☐ The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Fees

- ☒ **No fee** is owed by the applicant(s).
- ☐ The **IDS Fee of \$180** under 37 CFR 1.17(p) is enclosed herewith.

Method of Payment of Fees

- ☐ Attached is a check in the amount of \$.
- ☐ Charge Deposit Account No. 07-0181 in the amount of \$. (A duplicate copy of this communication is enclosed for that purpose.)

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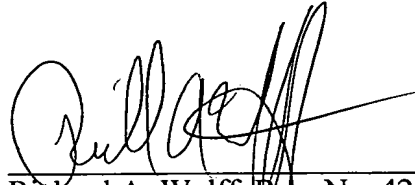
In re Appln. of Chapple
Application No. Unassigned
(U.S. National Phase of PCT/NZ2003/000227)

Authorization to Charge Additional Fees

- ☒ If any additional fees are owed in connection with this communication, please charge Deposit Account No. 07-0181. (A duplicate copy of this communication is enclosed for that purpose.)

Instructions as to Overpayment

- ☒ Credit Account No. 07-0181.
☐ Refund



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Date: August 24, 2004

CH02/ 22334052.1

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Substitute for form 1449A/B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 3

Complete Known

Application Number	Unassigned 10/505567
Filing Date	August 24, 2004
First Named Inventor	CHAPPLE, Bryn, Lincoln
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	P2287US

U.S. PATENT DOCUMENTS

Examine r Initials	Doc. No.	U.S. Patent Document		Name of Patentee or Applicant	Date of Publication	Filing Date If Appropriate
		Application or Patent Number	Kind Code			
	AA	945,877		W.B. Updegraff	Jan. 11, 1910	
	AB	1,287,842		F.S. Betts	Dec. 17, 1918	
	AC	1,340,364		R.J. Bentley	May 18, 1920	
	AD	1,683,479		M. Nystrom	Sept. 4, 1928	
	AE	2,439,863		A. Rappl	Apr. 20, 1948	
	AF	2,504,466		S.N. Stolzoff	Apr. 18, 1950	
	AG	2,522,986		G.C. Bruen	Sept. 19, 1950	
	AH	2,908,394		T.G.G. Thoweman	Oct. 13, 1959	
	AI	3,077,263		R.A. Froehlig	Feb. 12, 1963	
	AJ	3,817,393		Nielsen	Jun. 18, 1974	
	AK	4,084,691		Leedom	Apr. 18, 1978	
	AL	4,263,357		Holson	Apr. 21, 1981	
	AM	4,327,831		Inaba, et al	May 4, 1982	
	AN	4,499,996		Coyle	Feb. 19, 1985	
	AO	4,508,366		Brindle	Apr. 2, 1985	
	AP	4,518,275		Rauch, III et al.	May 21, 1985	
	AQ	4,535,888		Nusselder	Aug. 20, 1985	
	AR	4,641,897		Long et al.	Feb. 10, 1987	
	AS	4,702,369		Philosophe	Oct. 27, 1987	
	AT	4,706,396		Nomura	Nov. 17, 1987	
	AU	4,730,727		Petroff	Mar. 15, 1988	
	AV	4,736,840		Deiglmeier	Apr. 12, 1988	
	AW	4,740,948		Nakamori et al.	Apr. 26, 1988	
	AX	4,763,795		Metzger et al.	Aug. 16, 1988	
	AY	4,778,047		Lay	Oct. 18, 1988	
	AZ	4,790,440		Leszczak	Dec. 13, 1988	
	BA	4,850,731		Youngs	Jul. 25, 1989	
	BB	4,906,057		Davi et al.	Mar. 6, 1990	
	BC	4,977,475		Shiba et al.	Dec. 11, 1990	
	BD	5,086,923		King et al.	Feb. 11, 1992	
	BE	5,096,064		Rufo, Sr. et al.	Mar. 17, 1992	
	BF	5,099,995		Karakane et al.	Mar. 31, 1992	
	BG	5,101,971		Grobecker	Apr. 7, 1992	
	BH	5,147,036		Jacobs	Sep. 15, 1992	
	BI	5,154,284		Starkey	Oct. 13, 1992	
	BJ	5,219,216		Hassel et al.	Jun. 15, 1993	
	BK	5,269,409		Brandt et al.	Dec. 14, 1993	
	BL	5,290,118		Ozeki	Mar. 1, 1994	
	BM	5,322,162		Melk	Jun. 21, 1994	
	BN	5,392,913		Merrick	Feb. 28, 1995	

Examiner Signature

Date Considered

A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

+ An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).

Substitute for form 1449A/B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	Unassigned 10/505567
Filing Date	August 24, 2004
First Named Inventor	CHAPPLE, Bryn, Lincoln
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	P2287US

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U.S. PATENT DOCUMENTS

Examiner Initials	Doc. No.	U.S. Patent Document		Name of Patentee or Applicant	Date of Publication	Filing Date If Appropriate
		Application or Patent Number	Kind Code			
	B O	5,396,987		Temple et al.	Mar. 14, 1995	
	B P	5,421,452		Hybiske	Jun. 6, 1995	
	B Q	5,462,160		Youngs	Oct. 31, 1995	
	B R	5,464,091		Callahan et al.	Nov. 7, 1995	
	B S	5,477,960		Chen	Dec. 26, 1995	
	B T	5,513,749		Simmons	May 7, 1996	
	B U	5,515,968		Taniyama	May 14, 1996	
	B V	5,529,182		Anderson et al.	Jun. 25, 1996	
	B W	5,531,320		Uchida	Jul. 2, 1996	
	B X	5,531,321		O'Brien et al.	Jul. 2, 1996	
	B Y	5,555,977		Oshry et al.	Sep. 17, 1996	
	B Z	5,556,683		Ranalli	Sep. 17, 1996	
	C A	5,590,770		Yeh	Jan. 7, 1997	
	C B	5,692,607		Brosmith et al.	Dec. 2, 1997	
	C C	5,706,938		Niehaus	Jan. 13, 1998	
	C D	5,762,208		Yeh	Jun. 9, 1998	
	C E	5,924,564		Lin	Jul. 20, 1999	
	C F	6,308,839		Steinberg et al.	Oct. 30, 2001	
	C G	6,347,701		Lee	Feb. 19, 2002	
	C H	D251,848		Hollerith	May 15, 1979	
	C I	D258,897		Glaubinger	Apr. 14, 1981	
	C J	D262,891		Nast	Feb. 2, 1982	
	C K	D271,700		Boughner et al.	Dec. 6, 1983	
	C L	D285,938		Ventres, Jr.	Sep. 30, 1986	
	C M	D299,888		Maxwell	Feb. 21, 1989	
	C N	D300,148		Osofsky et al.	Mar. 7, 1989	
	C O	D303,042		Mackey	Aug. 29, 1989	
	C P	D305,614		Gotlib	Jan. 23, 1990	
	C Q	D323,428		Wang	Jan. 28, 1992	
	C R	D329,943		Laszlo	Oct. 6, 1992	
	C S	D333,610		Oshry et al.	Mar. 2, 1993	
	C T	D343,638		Kovner	Jan. 25, 1994	
	C U	D347,994		Hammond	Jun 21, 1994	
	C V	D377,434		Hammond	Jan. 21, 1997	
	C W	D382,797		House	Aug. 26, 1997	
	C X	D387,217		Lakoski et al.	Dec. 9, 1997	
	C Y	D388,468		Rife	Dec. 30, 1997	

Examiner Signature

Date Considered

A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

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